

UNITED STATES DISTRICT COURT

Southern

District of

New York

Food Lion, LLC., et al.

**SUMMONS IN A CIVIL ACTION**

v.

Cadbury Adams Canada, Inc., et al.

CASE NUMBER:

**08 CV 03045**

TO: (Name and address of Defendant)

Nestle USA  
800 North Brand Boulevard  
Glendale, CA 91203

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Torsten M. Kracht  
Akin Gump Strauss Hauer & Feld LLP  
1333 New Hampshire Avenue, N.W.  
Washington, DC 20036

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

*MAR 25 2008*

CLERK

*Satisha Curtis*

DATE

(By) DEPUTY CLERK

## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 04/04/08 03:35pm
NAME OF SERVER (PRINT) Carlos Canas	TITLE Process Server

*Check one box below to indicate appropriate method of service*

Served personally upon the defendant. Place where served:

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left:

Returned unexecuted:

Other (specify): by serving Angela Bailey, Agent for Service, Authorized to accept.  
Service was completed at 800 N. Brand Boulevard, Glendale, CA 91203

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL 0.00

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 04/07/08  
Date

*Signature of Server*

*Capitol Process Services, Inc.*  
1827 18th Street, NW  
Washington, DC 20009

*Address of Server*

\* Rule 7.1 Statement, Motion to Admit Counsel Pro Hac Vice, Order Scheduling Initial Pretrial Conference

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.